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**BY ECF AND ELECTRONIC MAIL**

Honorable Alison J. Nathan  
United States District Judge  
Southern District of New York  
40 Foley Square, Room 2102  
New York, New York 10007

**Re: *City of Almaty, Kazakhstan, et ano. v. Felix Sater, et al.*,  
Case No. 19 Civ. 2645 (AJN) (KHP)**

Dear Judge Nathan:

We represent the City of Almaty and BTA Bank (the “Kazakh Entities”) and, in light of this week’s orders, write to amend the letter-motion filed on Tuesday evening [ECF No. 110] to accept for filing under seal our clients’ opposition to the motions to dismiss.

On Wednesday, Magistrate Judge Parker entered a series of orders denying sealing motions in this case, including with respect to the First Amended Complaint [ECF No. 111]. Because the sealing request filed by the Kazakh Entities on Tuesday was based on the same, if not identical, confidentiality designations by various entities and individuals as the request to seal the Amended Complaint, the decision issued on Wednesday largely moots that application.

The one exception is Exhibit A, as well as a single footnote (on page 18 of the brief) discussing it. While the Kazakh Entities take no position on whether that document should be accepted for filing under seal, Exhibit A is a document produced by Defendant Ferrari Holdings LLC (“Ferrari”) in discovery and designated confidential. In correspondence between counsel for the Kazakh Entities and for Ferrari, Ferrari’s counsel has requested one week to allow him to confer with his client concerning whether Exhibit A, as well as the footnote discussing it, should remain under seal or be filed publicly.

In accordance with the Court’s Individual Practices ¶ 4, accompanying this cover letter are versions of the Kazakh Entities’ memorandum of law and Exhibit A thereto to remain under seal subject to the Court’s approval, an amended version of the memorandum of law with highlighting reflecting proposed redactions, and an amended partial loose-leaf set of solely the page on which the Kazakh Entities seek to redact material. In accordance with the Court’s Individual Practices, the Kazakh Entities today filed amended versions of the proposed redacted memorandum of law and Exhibit A thereto, as well as this updated letter-motion, on ECF.

**BSF**

Respectfully,

/s/ Matthew L. Schwartz

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Encl.